

**SUPREME COURT MINUTES
TUESDAY, MARCH 9, 2004
SAN FRANCISCO, CALIFORNIA**

The Supreme Court of California convened in the courtroom of the Earl Warren Building, 350 McAllister Street, Fourth Floor, San Francisco, California, on March 9, 2004, at 9:00 a.m.

Present: Chief Justice Ronald M. George, presiding, and Associate Justices Kennard, Baxter, Werdegar, Chin, Brown, and Moreno.

Officers present: Frederick K. Ohlrich, Clerk; and Gail Gray, Deputy Clerk.

S099667 In re Allen J. Kent and Raul V. Aguilar on Contempt

Raul V. Aguilar, Plaintiff and Appellant

v.

Esther R. Lerner, etc., Defendant and Respondent

Order to show cause re contempt.

Appearing: Philip Scott Ryan for Allen J. Kent

Dominic Gerardo Flamiano for Raul V. Aguilar and
Raul V. Aguilar in Pro Per.

Justice Baxter, not participating in consideration of the following case, did not take the bench.

The Honorable Ignazio Ruvolo, Associate Justice, Court of Appeal, First District, Division Two, sitting on the following case under assignment by the Chairperson of the Judicial Council, joined the Court at the bench.

S104019 Gerawan Farming Inc., Plaintiff and Appellant
 v.
 William Lyons, Jr., as Secretary, etc., Defendant and Respondent
 Cause called. Tracy Winsor, Deputy Attorney General, opened
 argument for Respondent.
 Seth Waxman, appearing for Amicus Curiae California Table
 Grape Commission, continued argument for Respondent.
 Erik S. Jaffe argued for Appellant.
 Ms. Winsor replied.
 Cause submitted.

Justice Ruvolo, not participating in the following matters, did not
join the bench. The Court is rejoined at the bench by Justice Baxter.
All other officers were present as before shown.

S109537 The People, Plaintiff and Respondent
 v.
 Michelle Elaine Canty, Defendant and Appellant
 Cause called. Bradley A. Bristow argued for Appellant.
 Tiffany S. Shultz, Deputy Attorney General, argued for
 Respondent.
 Mr. Bristow replied.
 Cause submitted.

S118032 Jerome Zamos, et al., Plaintiffs and Appellants
 v.
 James T. Stroud, et al., Defendants and Respondents
 Cause called. James T. Stroud argued for Respondents.
 Jerome Zamos argued for Appellants.
 Mr. Stroud replied.
 Cause submitted.

Court recessed until 1:30 p.m. this date.

Court reconvened pursuant to recess.

Members of the Court and Officers present as first shown.

S040471 The People, Respondent

v.

Milton Ray Pollock, Appellant

Cause called. Carl Gonser opened argument for Appellant.

Michael McPartland continued argument for Appellant.

Linda M. Murphy, Deputy Attorney General, argued for Respondent.

Mr. Gonser replied.

Cause submitted.

S114285 The People, Plaintiff and Respondent

v.

David James Casper, Defendant and Appellant

Cause called. Kevin R. Vienna, Deputy Attorney General, argued for Respondent.

Michael McPartland argued for Appellant.

Mr. Vienna replied.

Cause submitted.

Court recessed until 9:00 a.m., Wednesday, March 10, 2004.

S034800

PEOPLE v. DEHOYOS (RICHARD L.)

Extension of time granted

to April 27, 2004 to file appellant's opening brief. After that date, no further extension is contemplated. Counsel is ordered to inform his or her assisting attorney or entity, if any, and any assisting attorney or entity of any separate counsel of record, of this schedule, and to take all steps necessary to meet it.

S042223

PEOPLE v. COOK (WALTER J.)

Extension of time granted

to May 7, 2004 to file respondent's brief.

S042323

PEOPLE v. BURNEY (SHAUN K.)

Extension of time granted

to May 14, 2004 to file appellant's reply brief. After that date, only three further extensions totaling about 160 additional days will be granted. Extension is granted based upon counsel Geraldine S. Russell's representation that she anticipates filing that brief by 10/25/2004.

S052520

PEOPLE v. WILLIAMS (DEXTER)

Extension of time granted

to April 1, 2004 to file appellant's reply brief. After that date, no further extension will be granted. Extension is granted based upon counsel Barry L. Morris's representation that he anticipates filing that brief by 3/31/2004.

S065573

PEOPLE v. BECERRA (FRANK K.)

Extension of time granted

to May 4, 2004 to file appellant's opening brief. The court anticipates that after that date, only one further extension totaling about 30 additional days will be granted. Counsel is ordered to inform his or her supervising attorney, if any, of this schedule, and to take all steps necessary to meet it.

S117590

E032578 Fourth Appellate District,
Division Two

BARRATT AMERICAN v. RANCHO CUCAMONGA

Extension of time granted

Respondent's time to serve and file the consolidated response to amicus curiae briefs is extended to and including March 22, 2004.

S119420

ERVIN (CURTIS L.) ON H.C.

Extension of time granted

to April 2, 2004 to file the informal response to the petition for writ of habeas corpus. After that date, only one further extension totaling about 15 additional days will be granted. Extension is granted based upon Deputy Attorney General Allan Yannow's representation that he anticipates filing that document by 4/17/2004.

S120348

ANDREWS (JESSE) ON H.C.
Extension of time granted

to 4/9/2004 to file the informal response to the petition for writ of habeas corpus. Extension is granted based upon Deputy Attorney General Suzann E. Papagoda's representation that she anticipates filing that document by 4/9/2004. After that date, no further extension will be granted.

S120382

PEOPLE v. SANCHEZ (VINCENT HENRY)
Extension of time granted

Good cause appearing therefor, due to the fact that a court reporter responsible for portions of the transcript is on medical leave, the request of the Superior Court of Ventura County for an extension of time to complete the reporter's transcript on appeal is granted. (See Cal. Rules of Court, rule 35(d)(1).) The reporter's transcript must be completed on or before 4/14/2004.